



United States Department of State

Washington, D.C. 20520

FEB 07 2007

Dear Mr. Chairman:

I am pleased to attach the Administration's treaty priority list for the 110<sup>th</sup> Congress. As we discussed with your staff, we have divided this list into three categories – (1) treaties currently on the Committee's calendar on which the Administration supports Senate action at this time; (2) treaties currently on the Committee's calendar on which the Administration does not support Senate action at this time; and (3) treaties not yet before the Committee on which the Administration is actively reviewing treaty transmittal packages with a view toward Senate action prior to adjournment of the 110<sup>th</sup> Congress.

We look forward to working with you to answer any further questions you may have on this or any other matter.

Sincerely,

A handwritten signature in dark ink, reading "Jeffrey T. Bergner".

Jeffrey T. Bergner  
Assistant Secretary  
Legislative Affairs

Enclosure:

As stated.

The Honorable  
Joseph R. Biden, Jr., Chairman,  
Committee on Foreign Relations,  
United States Senate.

**TREATY PRIORITY LIST**  
**FOR THE 110<sup>TH</sup> CONGRESS**

**TREATIES CURRENTLY ON THE COMMITTEE CALENDAR ON WHICH  
THE ADMINISTRATION SUPPORTS SENATE ACTION AT THIS TIME**

**ENVIRONMENT**

Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, done at Rotterdam September 10, 1998 and signed by the United States on September 11, 1998 (Treaty Doc.: 106-21); submitted to Senate February 9, 2000; heard by the Senate Foreign Relations Committee on June 17, 2003.

Stockholm Convention on Persistent Organic Pollutants, done at Stockholm May 22, 2001 and signed by the United States on May 23, 2001 (Treaty Doc.: 107-5); submitted to Senate May 7, 2002; heard by the Senate Foreign Relations Committee on June 17, 2003.

**EXTRADITION**

Agreement on Extradition between the United States of America and the European Union, signed at Washington June 25, 2003, together with 22 bilateral instruments that subsequently were signed between the US and EU Member States in order to implement the Agreement (Treaty Doc.: 109-14); submitted to Senate September 28, 2006.

Extradition Treaty between the United States of America and the Republic of Latvia, signed at Riga December 7, 2005 (Treaty Doc.: 109-15); submitted to Senate September 29, 2006.

Extradition Treaty between the United States of America and the Republic of Estonia, signed at Tallinn February 8, 2006 (Treaty Doc.: 109-16); submitted to Senate September 29, 2006.

Extradition Treaty between the United States of America and Malta, signed at Valletta May 18, 2006 (Treaty Doc.: 109-17); submitted to Senate September 29, 2006.

**FRIENDSHIP, COMMERCE & NAVIGATION**

Protocol to the Treaty of Friendship, Commerce and Navigation of October 1, 1951 between the United States of America and the Kingdom of Denmark, signed at Copenhagen May 2, 2001 (Treaty Doc.: 108-8); submitted to Senate September 2, 2003.

## LAW OF ARMED CONFLICT

Protocol on Explosive Remnants of War (Protocol V) to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed To Be Excessively Injurious or To Have Indiscriminate Effects, done at Geneva November 28, 2003 (Treaty Doc.: 109-10); submitted to Senate June 20, 2006.

Amendment of Article 1 of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed To Be Excessively Injurious or To Have Indiscriminate Effects, done at Geneva December 21, 2001 (Treaty Doc.: 109-10); submitted to Senate June 20, 2006.

Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict and Regulations for Execution (the "Convention") and Second Protocol to the Hague Convention, done at The Hague May 14, 1954; Convention signed by the United States on May 14, 1954 (Treaty Doc.: 106-1); submitted to Senate January 6, 1999.

Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III) Additional to the Convention of October 10, 1980 on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed To Be Excessively Injurious or To Have Indiscriminate Effects, done at Geneva October 10, 1980 (Treaty Doc.: 105-1); submitted to Senate January 7, 1997.

Protocol on Blinding Laser Weapons (Protocol IV) Additional to the Convention on October 10, 1980 on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed To Be Excessively Injurious or To Have Indiscriminate Effects, done at Vienna October 13, 1995 (Treaty Doc.: 105-1); submitted to Senate January 7, 1997.

## LAW OF THE SEA

United Nations Convention on the Law of the Sea, done at Montego Bay December 10, 1982 (the "Convention") and Agreement relating to Implementation of Part XI of the Convention, done at New York July 28, 1994 (the "Agreement"); Agreement signed by the United States on July 29, 1994 (Treaty Doc.: 103-39); submitted to Senate October 7, 1994; heard by the Senate Foreign Relations Committee on October 14 and 21, 2003, and reported favorably by the Committee on February 25, 2004.

## MUTUAL LEGAL ASSISTANCE

Treaty on Mutual Legal Assistance in Criminal Matters between the United States of America and the Kingdom of Sweden, signed at Stockholm December 17, 2001 (Treaty Doc.: 107-12); submitted to Senate July 15, 2002; heard by the Senate Foreign Relations Committee on September 19, 2002.

Agreement on Mutual Legal Assistance between the United States of America and the European Union, signed at Washington June 25, 2003, together with 25 bilateral instruments that subsequently were signed between the United States and each EU Member State in order to implement the Agreement (Treaty Doc.: 109-13); submitted to Senate September 28, 2006.

Treaty on Mutual Legal Assistance in Criminal Matters between the United States of America and Malaysia, signed at Kuala Lumpur July 28, 2006 (Treaty Doc.: 109-22); submitted to Senate November 14, 2006.

#### PATENT LAW

Patent Law Treaty and Regulations under the Patent Law Treaty, done at Geneva June 1, 2000 (Treaty Doc.: 109-12); submitted to Senate September 5, 2006.

The Geneva Act of the Hague Agreement Concerning the International Registration of Industrial Designs, done at Geneva July 2, 1999 and signed by the United States on July 6, 1999 (Treaty Doc.: 109-21); submitted to Senate November 13, 2006.

#### TAXATION

Protocol Amending the Convention between the United States of America and the Republic of Finland for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and on Capital, signed at Helsinki May 31, 2006 (Treaty Doc.: 109-18); submitted to Senate September 29, 2006.

Protocol Amending the Convention between the United States of America and the Kingdom of Denmark for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, signed at Copenhagen May 2, 2006 (Treaty Doc.: 109-19); submitted to Senate September 29, 2006.

Protocol Amending the Convention between the United States of America and the Federal Republic of Germany for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and Capital and to Certain Other Taxes, Signed on August 29, 1989, signed at Berlin June 1, 2006, with a related Joint Declaration (Treaty Doc.: 109-20); submitted to Senate September 29, 2006.

#### TELECOMMUNICATIONS

1992 Partial Revision of the Radio Regulations (Geneva 1979), with appendices, done at Malaga-Torremolinos and signed by the United States on March 3, 1992, together with declarations and reservations of the United States as contained in the Final Acts of the World Administrative Radio Conference (Treaty Doc.: 107-17); submitted to Senate September 30, 2002.

Amendments to the Constitution and Convention of the International Telecommunication Union (ITU) (Geneva 1992), as amended. Done at Minneapolis and signed by the United States on November 6, 1998 (Treaty Doc.: 108-5); submitted to Senate April 3, 2003.

1995 Revision of the Radio Regulations, done at Geneva and signed by the United States on November 17, 1995, together with declarations and reservations of the United States as contained in the Final Acts of the World Radiocommunication Conference (Treaty Doc.: 108-28); submitted to Senate December 7, 2004.

Amendments to the Constitution and Convention of the International Telecommunication Union (ITU) (Geneva 1992), as amended. Done at Marrakesh and signed by the United States on October 18, 2002 (Treaty Doc.: 109-11); submitted to Senate July 10, 2006.

**TREATIES CURRENTLY ON THE COMMITTEE CALENDAR ON WHICH  
THE ADMINISTRATION DOES NOT SUPPORT SENATE ACTION AT THIS  
TIME (listed in chronological order from date of submission to the Senate)**

International Labor Organization Convention No. 87 Concerning Freedom of Association and Protection of the Right to Organize, adopted by the International Labor Conference at its 31<sup>st</sup> Session held at San Francisco, June 17 – July 10, 1948 (Treaty Doc.: Ex. S, 81<sup>st</sup> Cong., 1<sup>st</sup> Sess.); submitted to Senate August 27, 1949.

International Labor Organization Convention No. 116 Concerning the Partial Revision of the Conventions adopted by the General Conference of the International Labor Organization at its first 32 sessions for the purpose of standardizing the provisions regarding the preparation of reports by the governing body of the International Labor Office on the Working of Conventions, adopted by the International Labor Conference at its 45<sup>th</sup> Session held at Geneva, June 26, 1961 (Treaty Doc.: Ex. C, 87<sup>th</sup> Cong., 2<sup>nd</sup> Sess.); submitted to Senate June 21, 1962.

International Labor Organization Convention No. 122 Concerning Employment Policy, adopted by the International Labor Conference at its 48<sup>th</sup> Session held at Geneva July 9, 1964 (Treaty Doc.: Ex. G, 89<sup>th</sup> Cong., 2<sup>nd</sup> Sess.); submitted to Senate June 2, 1966.

Vienna Convention on the Law of Treaties, done at Vienna May 23, 1969 and signed by the United States on April 24, 1970 (Treaty Doc.: Ex. L, 92<sup>nd</sup> Cong., 1<sup>st</sup> Sess.); submitted to Senate November 22, 1971.

International Covenant on Economic, Social and Cultural Rights, done at New York December 16, 1966 and signed by the United States on October 5, 1977 (Treaty Doc.: Ex. D, 95<sup>th</sup> Cong., 2<sup>nd</sup> Sess.); submitted to Senate February 23, 1978.

American Convention on Human Rights, done at San Jose November 22, 1969 and signed by the United States on June 1, 1977 (Treaty Doc.: Ex. F, 95<sup>th</sup> Cong., 2<sup>nd</sup> Sess.); submitted to Senate February 23, 1978.

Maritime Boundary Agreement between the United States of America and the Republic of Cuba, signed at Washington December 16, 1977 (Treaty Doc.: Ex. H, 96<sup>th</sup> Cong., 1<sup>st</sup> Sess.); submitted to Senate January 23, 1979.

Convention on the Elimination of All Forms of Discrimination Against Women, done at New York December 18, 1979 and signed by the United States on July 17, 1980 (Treaty Doc.: Ex. R, 96<sup>th</sup> Cong., 2<sup>nd</sup> Sess.); submitted to Senate November 12, 1980.

Amendment to the 1973 Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), done at Gaborone April 30, 1983 (Treaty Doc.: 98-10); submitted to Senate October 4, 1983.

Protocol II Additional to the Geneva Conventions of 12 August 1949, and Relating to the Protection of Victims of Non-International Armed Conflicts, done at Geneva June 10, 1977 and signed by the United States December 12, 1977 (Treaty Doc.: 100-2); submitted to Senate January 29, 1987.

Convention on Biological Diversity, done at Rio de Janeiro June 5, 1992 and signed by the United States at New York on June 4, 1993 (Treaty Doc.: 103-20); submitted to Senate November 20, 1993.

Comprehensive Nuclear-Test-Ban Treaty, done at New York September 10, 1996 and signed by the United States on September 24, 1996 (Treaty Doc.: 105-28); submitted to Senate September 23, 1997.

International Labor Organization Convention No. 111 Concerning Discrimination in Respect of Employment and Occupation, adopted by the International Labor Conference at its 42<sup>nd</sup> Session held at Geneva June 25, 1958 (Treaty Doc.: 105-45); submitted to Senate May 18, 1998.\*

Inter-American Convention Against the Illicit Manufacturing of and Trafficking in Firearms, Ammunition, Explosives, and other Related Materials, done at Washington November 13, 1997 and signed by the United States on November 14, 1997 (Treaty Doc.: 105-49); submitted to Senate June 9, 1998.

Treaty between the United States of America and the Republic of Nicaragua Concerning the Encouragement and Reciprocal Protection of Investment, signed at Denver July 1, 1995 (Treaty Doc.: 106-33); submitted to Senate June 26, 2000.

Convention on the Safety of United Nations and Associated Personnel, done at New York December 9, 1994 and signed by the United States on December 19, 1994 (Treaty Doc.: 107-1); submitted to Senate January 3, 2001.

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\* The Administration has not yet completed its review of this treaty. It is examining, among other things, potential conditions to U.S. ratification of this treaty.



**TREATIES NOT YET BEFORE THE COMMITTEE ON WHICH THE  
ADMINISTRATION IS ACTIVELY REVIEWING TREATY TRANSMITTAL  
PACKAGES WITH A VIEW TOWARD SENATE ACTION PRIOR TO  
ADJOURNMENT OF THE 110<sup>TH</sup> CONGRESS**

Protocol of 2005 to the Convention for the Suppression of Unlawful Acts against the Safety of Maritime Navigation and the Protocol of 2005 to the Protocol for the Suppression of Unlawful Acts against the Safety of Fixed Platforms Located on the Continental Shelf. Done at London October 14, 2005; signed by the United States February 17, 2006.

Amendment to the Convention on the Physical Protection of Nuclear Material. Done at Vienna July 8, 2005.

International Convention for the Suppression of Acts of Nuclear Terrorism. Done at New York April 13, 2005; signed by the United States September 14, 2005.

Convention on the Law Applicable to Certain Rights in respect of Securities Held with an Intermediary. Done at The Hague July 5, 2006; signed by the United States July 5, 2006.

United Nations Convention on the Assignment of Receivables in International Trade. Done at New York December 12, 2001; signed by the United States December 30, 2003.

Singapore Treaty on the Law of Trademarks. Done at Singapore March 27, 2006; signed by the United States March 28, 2006.

Protocol Concerning Pollution from Land-Based Sources and Activities to the Convention for the Protection and Development of the Marine Environment of the Wider Caribbean Region. Done at Oranjestad October 6, 1999; signed by the United States October 6, 1999.

1996 Protocol to the Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter, 1972. Done at London November 7, 1996; signed by the United States March 31, 1998.

International Convention on the Control of Harmful Anti-Fouling Systems on Ships, 2001. Done at London October 5, 2001; signed by the United States December 17, 2002.

Amendments to the Constitution and Convention of the International Telecommunication Union (ITU). Done at Antalya November 24, 2006; signed by the United States November 24, 2006.

Amendments of the Convention on the International Hydrographic Organization. Done at Monaco April 14, 2005.